

AO 440 (Rev. 03/08) Civil Summons

UNITED STATES DISTRICT COURT

for the

Northern District of California

E-filing

DAVID HILARY

Plaintiff

v.

GENERAL ELECTRIC COMPANY; see attachment

Defendant

Civil Action No.

Summons in a Civil Action

PVT

To: General Electric Company

(Defendant's name)

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Richard L. Kellner  
Kabateck Brown Kellner LLP  
644 South Figueroa Street  
Los Angeles, CA 90017

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date:

MAY 21 2008

Richard W. Wieking

Name of clerk of court

MARY ANN BUCKLEY

Deputy clerk's signature

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

ATTACHMENT

GE HEALTHCARE, INC.; GE HEALTHCARE AS; BAYER HEALTHCARE PHARMACEUTICALS, INC. f/k/a/ BERLEX, INC. f/k/a BERLEX LABORATORIES, INC.; BAYER SCHERING PHARMA AG; BAYER AG; MALLINCKRODT, INC.; BRACCO DIAGNOSTICS INC; BRACCO RESEARCH USA, INC.; ALTANA PHARMA AG; and NYCOMED INTERNATIONAL MANAGEMENT GmbH,